

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

TAMI LYNN SPARKMAN

V.

COMMISSIONER OF SOCIAL  
SECURITY ADMINISTRATION

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§  
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§

CASE NO. 4:12-CV-00211-RAS-DDB


**MEMORANDUM ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On June 20, 2013, the report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that the decision of the Administrative Law Judge be **REMANDED**.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, this court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the same as the findings and conclusions of the court. It is, therefore, **ORDERED** that the decision of the Administrative Law Judge is **REMANDED** and Plaintiff shall be granted an opportunity to cross-examine Dr. Smith and present such further evidence as warranted in light of the report.

**IT IS SO ORDERED.**

**SIGNED this the 6th day of September, 2013.**



RICHARD A. SCHELL  
UNITED STATES DISTRICT JUDGE